

FORM PTO-1083  
Mail Stop APPEAL BRIEF - PATENTS  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450



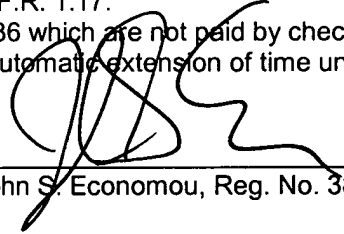
*AF/TJW*  
Docket No.: 12928/100021; 569.1032CIP  
Date: February 20, 2009

In re application of: **Jean-Paul MARDON et al.**  
Serial No.: 10/728,239  
Filed: December 3, 2003  
For: **ALLOY AND TUBE FOR NUCLEAR FUEL ASSEMBLY AND METHOD FOR MAKING SAME**

Sir:

Transmitted herewith is an **APPELLANT'S BRIEF UNDER 37 C.F.R. § 41.37 (14 pgs)** in the above-identified application.

- ☒ Also transmitted herewith are:
- ☒ Petition for extension under 37 C.F.R. 1.136
  - ☒ Return Receipt Postcard
  - ☐ Other:
- ☒ Check(s) in the amount of **\$670.00** is/are attached to cover:
- ☐ Filing fee for additional claims under 37 C.F.R. 1.16
  - ☒ Petition fee for extension under 37 C.F.R. 1.136
  - ☒ Other: Appeal filing fee
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
  - ☒ Any patent application processing fees under 37 C.F.R. 1.17.
  - ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
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John S. Economou, Reg. No. 38,439

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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: APPEAL BRIEF - PATENTS Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on February 20, 2009.  
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:   
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Danielle C. Sullivan